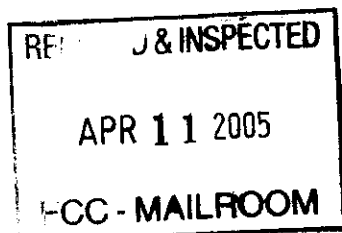




April 5, 2005



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FCC  
Office of the Secretary  
445 12<sup>th</sup> Street SW  
Washington, DC 20554

RE: CC Docket Number 02-6  
Request for Review

Dear Sir or Madam:

This is a Request for Review of a denial of an appeal by the SLD. The decision that we are appealing is Funding Request Number 1171754 which was not funded. The SPIN number on this item is 143001444. The Service Provider Name is Sprint – Florida Incorporated.

We apologize for inadvertently including the wrong invoice with our original filing. We had work done by Sprint on our Media Retrieval System. Sprint also happens to be our telecommunications and Internet connection provider. Sprint billed the Media Retrieval work with their telecommunications invoice. As a result, when we calculated the telecommunications totals when preparing the E-Rate forms, the amount for that service was included with the telecommunications total. The entire amount applied for was \$22,488.84. The amount should have been \$12,927.04, which does not include the Media Retrieval work, only the telecommunications and Internet connection amounts. This was truly an oversight based on the invoice being included in Sprint's regular billing.

If you need additional information please contact me at Annunciation Catholic Academy, 593 Jamestown Blvd., Altamonte Springs, FL, 32714. I can be reached via telephone at 407-774-2801, extension 9706. Our fax number is 407-774-2801 and e-mail address is [kileyk@annunciationacademy.org](mailto:kileyk@annunciationacademy.org).

Thank you in advance for your consideration of this request.

Sincerely,

Kathy O. Kiley  
Assistant Principal

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Attachment: Administrator's Decision on Appeal – Funding Year 2004-2005



Universal Service Administrative Company  
Schools & Libraries Division

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**Administrator's Decision on Appeal – Funding Year 2004-2005**

March 18, 2005

Kathy Kiley  
Annunciation Catholic Academy  
593 Jamestown Blvd.  
Altamonte Springs, FL 32714-7418

Re: Applicant Name: ANNUNCIATION CATHOLIC ACADEMY  
Billed Entity Number: 35823  
Form 471 Application Number: 412512  
Funding Request Number(s): 1171754  
Your Correspondence Dated: December 09, 2004

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of SLD's Funding Year 2004 Funding Commitment Decision Letter for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1171754  
Decision on Appeal: **Denied**  
Explanation:

- On appeal, you are seeking the reversal of the SLD's decision to deny this funding request on the basis that 30% or more of this FRN includes a request for ineligible media retrieval equipment. You request that the funding request be reduced to remove the amount of the ineligible one time equipment charges and only fund the eligible telecommunication charges.
- After a thorough review of the appeal and all relevant supporting documentation it was determined that this funding request for \$1,874.07 per month includes a non-recurring (one-time) ineligible cost of \$796.48 for media retrieval equipment. This ineligible charge was included in the recurring (monthly) amount being requested.

- Your Form 471 application included costs for the following ineligible products: Media Retrieval Equipment and installation charges. FCC rules provide that discounts may be approved only for eligible products. 47 C.F.R. §§ 54.502, 54.503. The USAC web site contains a list of eligible products. See the web site, [www.sl.universalservice.org](http://www.sl.universalservice.org), Eligible Services List. FCC rules require that if 30% or more of an applicant's funding request includes ineligible products, the funding request must be denied. 47 C.F.R. § 54.504(c)(1). 43% of your funding request was for ineligible products. Therefore, your funding request was denied. You did not demonstrate in your appeal that your request included less than 30% for ineligible products. Consequently, SLD denies your appeal.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either the SLD or the FCC. For appeals that have been denied in full, partially approved, dismissed, or cancelled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division  
Universal Service Administrative Company